

RESOLUTION NO. 131

CITY EXCESSIVE FORCE POLICY

A RESOLUTION OF THE CITY COUNCIL OF WENDELL, ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE AGAINST NON-VIOLENT CIVIL RIGHTS DEMONSTRATORS.

WHEREAS the congress of the United States has passed the Armstrong/Walker “Excessive Force” Amendment (Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended) prohibiting the use of excessive force by a local law enforcement agency against any individual engaged in nonviolent civil rights demonstration within its jurisdiction;

AND WHEREAS the City of Wendell has applied for an Idaho Community Development Block Grant and is required to comply with the Armstrong/Walker “Excessive Force” Amendment;

AND WHEREAS the use of excessive force against demonstrators may cause the CITY to lose its grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF WENDELL, IDAHO:

SECTION 1. It is POLICY of the CITY that excessive force by local law enforcement agencies shall not be used against individuals engaged in lawful and nonviolent civil rights demonstrations within the City boundaries.

SECTION 2. The City Council directs the Police Chief to implement this Resolution by amending applicable police department procedures.

PASSED BY THE COUNCIL this 21st day of February, 2008

SIGNED BY THE MAYOR this 21st day of February, 2008

BY: _____
Rick Cowen, Mayor

ATTEST:

Mickey Walker, Treasurer/Acting City Clerk